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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10 SACRAMENTO DIVISION

12 **KEVIN PORTER,**

13 Plaintiff,

14 v.

16 **CORRECTIONAL OFFICERS P.
17 CAMACHO, et al.,**

18 Defendants.

2:22-cv-01123 DCJ KJN P

**STIPULATION AND [PROPOSED]
ORDER EXTENDING TIME FOR
DEFENDANTS TO FILE AND SERVE A
RESPONSE TO THE FIRST AMENDED
COMPLAINT**

Judge: Hon. Kendall J. Newman

Trial Date: None Set

Action Filed: June 28, 2022

19 Through their respective counsel of record, Plaintiff and Defendants Navarro, Marquez,
20 Camacho, and Nash hereby stipulate and agree that the time in which Defendants may file and
21 serve a response to Plaintiff's First Amended Complaint, currently due on May 12, 2023 (see
22 Order, ECF No. 29 at p. 2), be extended by thirty days, up to and including June 11, 2023. The
23 parties request that the Court grant this stipulation and permit Defendants to file and serve a
24 responsive pleading by that date.

25 The parties previously stipulated to an extension of the deadline for Defendants to file and
26 serve a response to Plaintiff's First Amended Complaint, which Plaintiff granted. (Stipulation,
27 ECF No. 28 at pp. 1-2.) At that time, the parties were engaging in informal discovery that could
28 allow them to resolve this case before formal discovery begins and, due to the press of business in

1 other matters, Defendants' counsel was unable to prepare, file, and serve a response to Plaintiff's
2 First Amended Complaint by the deadline. (*Id.*)

3 Since then, Defendants' counsel has submitted video evidence to Plaintiff's counsel to
4 assist in the parties' potential settlement negotiations. The parties are in the process of scheduling
5 a meet-and-confer with Plaintiff and counsel present, which involves coordination with the staff
6 at Plaintiff's institution. In addition, the press of business in other matters will continue to
7 prevent Defendants' counsel from preparing, filing, and serving a response to the First Amended
8 Complaint by the current deadline. The parties agree that an additional thirty-day extension of
9 the deadline for Defendants to file and serve a response to Plaintiff's First Amended Complaint
10 will allow the parties to fully explore the possibility of an early resolution of this matter and
11 Defendants' counsel to prepare, file, and serve a response to Plaintiff's First Amended Complaint.

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13 Dated: May 12, 2023

/s/ Ben Rudin
(As authorized on May 12, 2023)
BEN RUDIN
Attorney & Counselor at Law
Attorney for Plaintiff

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Dated: May 12, 2023

Respectfully submitted,

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KYLE A. LEWIS
Supervising Deputy Attorney General

/s/ Ryan Zalesny

RYAN J. ZALESNY
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